

PUBLIC CHAPTER NO. 977

HOUSE BILL NO. 4001

By Representatives Ulysses Jones, Hardaway, Kelsey

Substituted for: Senate Bill No. 3459

By Senators Marrero, Kilby

AN ACT to amend Tennessee Code Annotated, Title 4 and Title 38, relative to racial profiling.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. This act shall be known, and may be cited as, the "Racial Profiling Prevention Act."

SECTION 2. Tennessee Code Annotated, Title 38, Chapter 1, Part 1, is amended by adding the following new sections as a new part 5:

§ 38-1-501. As used in this part, unless the context requires otherwise:

(1) "Law enforcement agency" means the sheriff's office of any county, the police department of any city or municipality, or the Tennessee highway patrol;

(2) "Law enforcement officer" means a sworn officer of a law enforcement agency; and

(3) "Racial profiling" means the detention, interdiction or other disparate treatment of an individual solely on the basis of their actual or perceived race, color, ethnicity, national origin, and religion.

§ 38-1-502.

Every law enforcement agency is strongly encouraged to adopt a written policy that prohibits racial profiling on or before January 1, 2010.

SECTION 3. This act shall take effect July 1, 2008, the public welfare requiring it.

PASSED: May 7, 2008



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY, SPEAKER
SENATE OF THE SENATE

APPROVED this 19th day of May 2008



PHIL BREDESEN, GOVERNOR